



**Winston H. Hickox**  
Secretary for  
Environmental  
Protection

# California Regional Water Quality Control Board

## Los Angeles Region

Over 50 Years Serving Coastal Los Angeles and Ventura Counties  
Recipient of the 2001 *Environmental Leadership Award* from Keep California Beautiful



**Gray Davis**  
Governor

320 W. 4th Street, Suite 200, Los Angeles, California 90013  
Phone (213) 576-6600 FAX (213) 576-6640 - Internet Address: <http://www.swrcb.ca.gov/rwqcb4>

Mr. Jeff Pratt  
Ventura County Flood Control District  
800 S. Victoria Avenue  
Ventura, CA 93009-1600

### **STANDARD CERTIFICATION FOR PROPOSED ARROYO SIMI GRADE STABILIZER REPAIR PROJECT (Corps' Project No. 2003-00275-JWM), ARROYO SIMI, CITY OF MOORPARK, VENTURA COUNTY (File No. 02-192)**

Dear Mr. Pratt:

Regional Board staff has reviewed your request on behalf of Ventura County Public Works, Flood Control Department (the Applicant) for a Clean Water Act Section 401 Water Quality Certification for the above-referenced project. Your application was deemed complete on December 16, 2002.

I hereby certify that any discharge from the Arroyo Simi Grade Stabilizer Repair Project, as proposed and described in Attachment A, if performed in accordance with all applicable water quality objectives, prohibitions, and policies set forth in the *Water Quality Control Plan, Los Angeles Region* (1994), and in accordance with the conditions specified in Attachment B, will comply with the applicable water quality standards and other appropriate requirements, including the provisions of Sections 301, 302, 303, 306, and 307 of the Clean Water Act.

The Applicant shall be liable civilly for any violations of this certification in accordance with the California Water Code. This certification does not eliminate the Applicant's responsibility to comply with any other applicable laws, requirements and/or permits.

Should you have questions concerning this certification action, please contact Jason Lambert, Section 401 Program, at (213) 576-5733.

[Original Signed By:]

[December 16, 2002]

\_\_\_\_\_  
Dennis A. Dickerson

\_\_\_\_\_  
Date

### **California Environmental Protection Agency**

\*\*\*The energy challenge facing California is real. Every Californian needs to take immediate action to reduce energy consumption\*\*\*

\*\*\*For a list of simple ways to reduce demand and cut your energy costs, see the tips at:  
<http://www.swrcb.ca.gov/news/echallenge.html>\*\*\*



Our mission is to preserve and enhance the quality of California's water resources for the benefit of present and future generations.

## **ATTACHMENT A**

**Project Information**  
**File No. [01-000](#)**

Executive Officer

## **DISTRIBUTION LIST**

Oscar Balaguer  
State Water Resources Control Board  
Division of Water Quality  
P.O. Box 944213  
Sacramento, CA 94244-2130

Natasha Lohmus  
California Department of Fish and Game  
Streambed Alteration Team  
4949 View Ridge Avenue  
San Diego, CA 92123

John Markham  
U.S. Army Corps of Engineers  
Regulatory Branch, Ventura Field Office  
2151 Alessandro Drive, Suite 255  
Ventura, CA 93001

Aaron Setran (WTR-8)  
U.S. Environmental Protection Agency, Region 9  
75 Hawthorne Street  
San Francisco, CA 94105

Tim Vendlinski  
Supervisor, Wetlands Regulatory Office (WTR-8)  
US EPA, Region 9  
75 Hawthorne  
San Francisco, CA 94105

Diane Noda  
U.S. Fish and Wildlife Service  
2493 Portola Road, Suite B  
Ventura, CA 93003

Vicki Clark, Staff Attorney  
Environmental Defense Center  
906 Garden Street  
Santa Barbara, CA 93101

Jessie Altstatt  
Santa Barbara Channel Keeper  
120 West Mission Street  
Santa Barbara, CA 93101

## **DISTRIBUTION LIST**

## **ATTACHMENT A**

### **Conditions of Certification**

**File No. 02-192**

1. Applicant: Ventura County Public Works, Flood Control Department  
800 S. Victoria Avenue  
Ventura, CA 93009-1600  
Phone: (805) 654-2040 Fax: (805) 654-2108
2. Applicant's Agent: Gary McKean  
Ventura County Public Works, Flood Control Department  
800 S. Victoria Avenue  
Ventura, CA 93009-1600  
Phone: (805) 654-2003 Fax: (805) 654-2108
3. Project Name: Arroyo Simi Grade Stabilizer Repair Project
4. Project Location: City of Moorpark, Ventura County  
Longitude: 118.87°; Latitude: 34.28°
5. Type of Project: Flood Control Repairs
6. Project Description: The purpose of the proposed project is to repair a grade stabilizer to pre-storm conditions by filling eroded areas with approximately 200 tons of rock rip-rap. The repair area is approximately 40 feet wide, five feet long, and five feet deep on the upstream side of the structure.
7. Federal Agency/Permit: U.S. Army Corps of Engineers  
NWP No. 3 (Permit No. 2003-00275-JWM)
8. Other Required Regulatory Approvals: California Department of Fish and Game  
Streambed Alteration Agreement
9. California Environmental Quality Act (CEQA) Compliance: The proposed project is Statutorily Exempt from CEQA pursuant to the CEQA Guidelines, Section 15269 (b) & (c) (Emergency Projects).

## **ATTACHMENT A**

### **Conditions of Certification File No. 02-192**

- |  |   |
|--|---|
| 10. Receiving Water:   | Arroyo Simi (Hydrologic Unit No. 403.62)  |
| 11. Designated Beneficial Uses:                                      | MUN, IND, GWR, FRSH, REC-1, REC-2, WARM, WILD, RARE   |
| 12. Impacted Waters of the United States:                            | Non-wetland waters (streambed): 0.0046 permanent acres  |
| 13. Dredge Volume:   | None  |
| 14. Related Projects Implemented/to be Implemented by the Applicant: | Similar repairs were performed on this grade stabilizer last year. This grade stabilizer is currently scheduled to be redesigned and replaced as a permanent solution to the erosion problems this structure encounters.  |
| 15. Avoidance/ Minimization Activities:                              | The Applicant has proposed to install silt barriers downstream of the work area in order to prevent silt migration, as a Best Management Practice, in order to prevent potential water quality degradation:   |
| 16. Compensatory Mitigation:   | The Applicant has not proposed any compensatory mitigation to offset the proposed permanent impacts associated with this project. The Regional Board will address compensatory mitigation requirements associated with the grade stabilization device upon receipt of an application request for the proposed future redesigned grade stabilization device. |

## **ATTACHMENT B**

### **Conditions of Certification File No. 02-192**

#### **STANDARD CONDITIONS**

Pursuant to §3860 of Title 23 of the California Code of Regulations (23 CCR), the following three standard conditions shall apply to this project:

1. This certification action is subject to modification or revocation upon administrative or judicial review, including review and amendment pursuant to §13330 of the California Water Code and Article 6 (commencing with 23 CCR §3867).
2. This certification action is not intended and shall not be construed to apply to any activity involving a hydroelectric facility and requiring a Federal Energy Regulatory Commission (FERC) license or an amendment to a FERC license unless the pertinent certification application was filed pursuant to 23 CCR Subsection 3855(b) and the application specifically identified that a FERC license or amendment to a FERC license for a hydroelectric facility was being sought.
3. Certification is conditioned upon total payment of any fee required pursuant to 23 CCR Chapter 28 and owed by the Applicant.